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8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
AT TACOMA

10 STEPHEN DOUGLAS KAUFMAN,

11 Petitioner,

12 v.

13 PAT GLEBE.

14 Respondent.

CASE NO. 10-5445RJB/JRC

ORDER REGARDING A MOTION
TO TRANSFER A DOCUMENT
INTO THIS ACTION AND A
MOTION TO SUBSTITUTE A NEW
RESPONDENT

15 This 28 U.S.C. §2254 habeas corpus petition has been referred to the undersigned
16 Magistrate Judge pursuant to 28 U.S.C. §§ 636 (b)(1)(A) and (B) and Local Magistrate
17 Judge Rules MJR 1, MJR 3, and MJR 4. Petitioner is represented by counsel. This action
18 was stayed on August 5, 2010 (ECF No. 4). That order specifically directed counsel to
19 file a motion to reopen the case when the state court proceedings were complete. Counsel
20 did not comply with the court's instructions and instead filed a separate petition under
21 cause number 11-05534BHS/KLS. The second petition apparently raised grounds for
22 relief that were not included in the original petition.
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1 Petitioner then moved to consolidate the actions. The Court granted the motion to
2 consolidate (ECF No. 8). Petitioner now asks the court to transfer the petition from 11-
3 5534BHS/KLS into this action as a supplement to the original petition (ECF No. 16).
4 Respondent does not oppose the motion (ECF No. 18). The motion is DENIED. Neither
5 the court nor respondent's counsel should have to refer to multiple documents to
6 determine what grounds for relief are before the court.

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8 Petitioner is directed to file an amended petition that contains all grounds for relief
9 in one document. The amended petition will act as a complete substitute and not an
10 addendum to the original petition. The amended petition will be due on or before
11 **October 28, 2011**. The amended petition will be titled "First Amended Petition." Failure
12 to file the document on or before October 28, 2011 will result in a Report and
13 Recommendation that the petition be dismissed.

14 Petitioner has also moved to substitute Pat Glebe as respondent (ECF No. 17).
15 Again, the motion is unopposed (ECF No. 19). That motion is GRANTED.

16 Dated this 28th day of September, 2011.

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20 J. Richard Creatura
21 United States Magistrate Judge
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RESPONDENT - 3